

3. On December 30, 2019, this Court granted the United States possession of Tract RGV-MCS-1215.⁵
4. The United States and Defendant Friends of Wildlife Corridor make this joint motion for an Order: (1) to disburse the \$100 just compensation for Tract RGV-MCS-1215 from the funds on deposit in the Registry of the Court; (2) and closing this case on the Court's docket. As grounds for this motion, the parties jointly state that:
 - a. Parties agree that the full and just compensation payable by the United States for the twelve (12) month temporary easement of Subject Property shall be the total sum of \$100.00.
 - b. Defendant warrants that it is the owner of the Subject Property; that it has the exclusive right to the compensation herein, excepting unpaid taxes and assessments, if any; and that no other party is entitled to the same or any part thereof by reason of any unrecorded agreement.
 - c. In the event that any other party is ultimately determined by a court of competent jurisdiction to have any right to receive compensation for the Estate in the Subject Property, the Defendant shall refund into the Registry of the Court the compensation distributed herein, or such part thereof as the Court may direct, with interest thereon at an annual rate calculated pursuant to 40 U. S. Code 3116 (2006), from the date of receipt of the respective deposits by the Defendant[s] to the date of repayment into the Registry of the Court.
 - d. The funds deposited by the United States into the registry of the Court for Tract RGV-MCS-1215 remain in the registry of this Court, and the parties request that

⁵ Dkt. No. 17.

the Court enter its order directing the Clerk of the Court to disburse said just compensation payable to Friends of Wildlife Corridor.

- e. Defendant shall be responsible for its own legal fees, costs, and expenses, including attorneys' fees, consultants' fees, and any other expenses or costs.

5. The parties request that the Court enter an order closing this case on the Court's docket.

Respectfully submitted,

THE MOORE LAW FIRM

4900 North 10th Street, Suite F-3

McAllen, Texas 78504

Telephone: (956) 631-0745

Telecopier: (888) 266-0971

Email: lit-docket@moore-firm.com;

paul@gaytanlaw.com

By: *s/ Paul Gaytan (with permission)*

Paul Gaytan

State Bar No. 24007233

Southern District Bar No. 23940

Attorney for Defendant

RYAN K. PATRICK

United States Attorney

Southern District of Texas

s/ Hilda M. Garcia Concepcion

HILDA M. GARCIA CONCEPCION

Assistant United States Attorney

Southern District of Texas

Texas No. 3399716

1701 W. Bus. Highway 83, Suite 600

McAllen, TX 78501

Telephone: (956) 618-8004

Facsimile: (956) 618-8016

E-mail: Hilda.Garcia.Concepcion@usdoj.gov

CERTIFICATE OF SERVICE

I certify that on June 17, 2020, a copy of the foregoing was electronically filed in the CM/ECF system, which will automatically serve a Notice of Electronic Filing on counsel of record.

By: *s/ Hilda M. Garcia Concepcion*
HILDA M. GARCIA CONCEPCION
Assistant United States Attorney